

1                   **IN THE UNITED STATES DISTRICT COURT**  
2                   **FOR THE DISTRICT OF PUERTO RICO**

3                   **UNITED STATES OF AMERICA,**

4                   **Plaintiff,**

5                   **v.**

Civil No. 12-2039 (GAG)

6                   **COMMONWEALTH OF PUERTO RICO**  
7                   **AND ITS POLICE DEPARTMENT ,**

8                   **Defendants.**

9                   **ORDER**

10                  The court in reviewing the complaint, notes that at paragraph 10 the United States of  
11 America states that “Defendant Commonwealth of Puerto Rico is the government of Puerto Rico.”  
12 It further states that “[Puerto Rico] is an **unincorporated territory** of the United States.”

13                  The United States, on or before January 18, 2013 shall file with this court a statement  
14 supporting the latter allegation with legal authority, or, in the alternative voluntarily withdraw the  
15 same<sup>1</sup>. This order, should not be interpreted in any way as suggesting how the court will rule on the  
16 merits of this Section 14141 action.

17                  **SO ORDERED.**

19                  In San Juan, Puerto Rico this 3rd day of January 2013.

20                  s/Gustavo A. Gelpí

21                  GUSTAVO A. GELPI  
22                  United States District Judge

23  
24  
25                  <sup>1</sup>This statement that Puerto Rico is an unincorporated territory is at odds with that of our  
26 President’s Task Force Report on Puerto Rico’s status of March 11, 2011 which at page 19 reads:  
27 “The Supreme Court’s Insular Cases interpreted the U.S. Constitution and Federal law on a number  
28 of questions related to Puerto Rico. Those decisions...in any event, do not address the development  
of the relationship of Puerto Rico with the United States.”